

Message Text

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ACTION IO-13

INFO OCT-01 ADP-00 AF-10 ARA-11 EA-11 EUR-25 NEA-10 RSC-01

L-03 COA-02 EB-11 OIC-04 CIAE-00 DODE-00 PM-09 H-02

INR-10 NSAE-00 NSC-10 PA-03 PRS-01 SS-15 USIA-12

ACDA-19 AEC-11 AGR-20 CG-00 COME-00 DOTE-00 FMC-04

INT-08 JUSE-00 NSF-04 OMB-01 TRSE-00 RSR-01 /232 W

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R 060432 Z APR 73

FM USMISSION USUN NY

TO SECSTATE WASHDC 7363

UNCLAS USUN 1235

E. O. 11652: N/A

TAGS: PBOR, UN, CH

SUBJ: LOS: SUBCOMMITTEE I WORKING GROUP, APRIL 3.

1. SUMMARY: WORKING GROUP (WG) CONSIDERED SECOND ARTICLE IN MACHINERY SECTION (ARTICLE XXIII DEALING WITH STATUS OF AUTHORITY). WG DID NOT AGREE ON FINAL TEXT DUE TO INTRODUCTION BY PRC OF NEW TEXTS. END SUMMARY.

2. WG CONSIDERED ARTICLE ON STATUS OF AUTHORITY (LEGAL PERSONALITY AND CAPACITY). USSR, MALTA, KUWAIT AND THE PHILIPPINES PROPOSED REVISIONS TO TEXT.

3. PRC PROPOSED THAT ARTICLE BE ENLARGED IN SCOPE TO INCLUDE "NATURE" AS WELL AS STATUS OF AUTHORITY AND PROPOSED FOLLOWING ADDITIONAL TEXTS:

"THE INTERNATIONAL MACHINERY, IN ITS NATURE, SHALL WORK FOR THE BENEFIT OF THE PEOPLE OF ALL COUNTRIES, PARTICULARLY THOSE OF THE DEVELOPING COUNTRIES WHICH COMPRISE THE GREAT MAJORITY OF THE WORLD'S POPULATION.

"THE INTERNATIONAL MACHINERY SHALL BE AN ORGANIZATION
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OF JOINT MANAGEMENT BY SOVEREIGN STATES, BASED ON
EQUALITY AND MUTUAL BENEFIT."

4. AT U. S. PROPOSAL, WORKING GROUP WAS SUSPENDED TO ALLOW INFORMAL WG TO MEET TO ORGANIZE NEW SIMPLIFIED COMPOSITE TEXT. PRC REFUSED TO PARTICIPATE IN INFORMAL WG, STATING THAT THEIR PROPOSAL SHOULD REMAIN INTACT AND THAT THEY HAD NO FLEXIBILITY. U. S. PROPOSED, AND INFORMAL WG AGREED, TO PLACE PRC PROPOSALS IN SEPARATE ARTICLE IN BRACKETS. OTHER TEXTS WERE CONSOLIDATED INTO TWO ALTERNATIVES. WHEN FULL WG RECONVENED, PRC REP OBJECTED STRONGLY TO HAVING CHINESE TEXT BRACKETED ASKING WHICH DELEGATIONS COULD OBJECT TO CONCEPT THAT MACHINERY SHOULD WORK FOR BENEFIT OF ALL PEOPLES. CHINESE EXPLANATION OF ITS MACHINERY PROPOSAL WAS VERY DIFFICULT TO UNDERSTAND. THEY STATED THAT IT IS NOT PERMISSIBLE THAT INTERNATIONAL MACHINERY SHOULD BE CONTROLLED BY ANY ONE POWER.

5. U. K., FRANCE AND CANADA STATED THAT OTHER DELS HAD INSUFFICIENT TIME TO STUDY PRC TEXT AND URGED THAT WHOLE, OR AT LEAST SECOND PORTION, BE KEPT IN BRACKETS. THEY EMPHASIZED THAT WG WAS ONLY INVOLVED IN FIRST READING AND THAT WG PROCEDURE WAS THAT ALL TEXTS BE SUBJECT TO BRACKETING BY OTHER DELS. PRC THREATENED TO BRACKET ALL OTHER ARTICLES UNLESS WG ACCEPTED ITS TEXTS UNBRACKETED. FRANCE PROPOSED SHORT ALTERNATIVE TEXT TO PRC ARTICLE ON NATURE OF MACHINERY. INDONESIA PROPOSED THAT PRC TEXT BE CONSIDERED AS ALTERNATIVE PREAMBLE TO ARTICLE XXIII.

6. U. S. REP STATED THAT BOTH PRC AND FRENCH PROPOSALS HAD SOME MERIT BUT THAT US DEL WOULD NEED TIME TO CONSIDER ITS POSITION. SINCE THIS WAS LAST MEETING OF WG THIS SESSION, IT WAS DECIDED THAT FOOTNOTE WOULD BE ADDED TO ARTICLE XXIII DECLARING THAT WG HAD NOT COMPLETED ITS FIRST READING.

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